



भारत सरकार

GOVERNMENT OF INDIA

पर्यावरण, वन एवं जलवायु परिवर्तन मंत्रालय

MINISTRY OF ENVIRONMENT, FORESTS & CLIMATE CHANGE

Integrated Regional Office, Vijayawada

Green House Complex, Gopal Reddy Road

Vijayawada – 520010, Andhra Pradesh

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F.No. 4-APC191/2022-VIJ/983

Date 2nd June, 2023

To,

The Special Chief Secretary to the Government of Andhra Pradesh,
Environment, Forests, Science & Technology Department,
Government of Andhra Pradesh, Room No.268, 1st Floor, 4th Block,
Andhra Pradesh Secretariat, Velagapudi, Amaravati Guntur District-522503

Subject: Diversion of 5.94 ha of forest land in Nellore division for upgradation of NH-167 B from Km.58/500 to Km.62/963 i.e., from Porumamilla to Chandrasekhara Puram to two lanes with paved shoulders under NHDP-IV in the State of Andhra Pradesh in favour of Executive Engineer, (R&B) NH Division, Vijayawada- Reg.

Sir,

Please refer to the State Government's letters Nos. 2102/Section.II/2022/(1838119) dated 13.10.2022, 2102/Section.II/2022/(1838119) dated 21.04.2023 and online application No. FP/AP/ROAD/33876/2018 seeking prior approval of the Central Government for diversion of forest land in accordance with Section '2' of Forest (Conservation) Act, 1980 for the above mentioned project.

After careful consideration of the proposal submitted by the State Government and considering the importance of the project and with the recommendation of the Regional Empowered Committee (REC), I am to convey the Central Government's in principle approval (*Stage-I*) under Section '2' of Forest (Conservation) Act, 1980 for diversion of 5.94 ha of forest land in Nellore division for upgradation of NH-167 B from Km.58/500 to Km.62/963 i.e., from Porumamilla to Chandrasekhara Puram to two lanes with paved shoulders under NHDP-IV in the State of Andhra Pradesh in favour of Executive Engineer, (R&B) NH Division, Vijayawada, subject to the following conditions:-

- (i) Legal status of the diverted forest land shall remain unchanged;
- (ii) Demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of the User Agency;

- (iii) The State Forest Department shall carry out compensatory afforestation over an extent of **12.00 ha** (within 13.08 ha) of degraded forest area identified in **compartment no. 475 of Guderipalem RF, Udayagiri Range**, at the cost of the User Agency;
- (iv) Identified CA area and CA scheme shall not be changed without prior approval of Central Government;
- (v) The State Government shall charge the Net Present Value of the diverted forest land measuring **5.94 ha** from the User Agency as per the orders of the Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA Nos.826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and Ministry's guideline No. 5-3/2011-FC(Vol-I) dated 06.01.2022 and clarification issued vide letter dated 19.01.2022 and 22.03.2022
- (vi) Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;
- (vii) All the funds received from the User Agency under the project shall be transferred/ deposited to CAMPA fund only through e-portal (<https://parivesh.nic.in/>);
- (viii) **Mitigation measures as per the Approved WL mitigation plan by the CWLW, shall be implemented at the cost of the User Agency and such amount shall be deposited in to the designated CAMPA account;**
- (ix) **Trees shall be felled wherever necessary under the strict supervision of the DFO concerned. As the significant numbers of red sanders trees to be felled under the project. At the cost of the User Agency, the, State Government shall raise required number of red sanders in the nearby forest area in compensation to proposed felling of such species;**
- (x) The User Agency shall construct retaining walls and check walls wherever required, by consulting the DFO concerned, at the project cost;
- (xi) The User Agency shall carryout avenue plantation and its maintenance on sides of the road at the cost of the project;



- (xii) Construction of culverts / bridges, if any, over the natural streams/rivers/canals shall be done in such a manner that it does not hamper the natural course of water, does not give rise to water-logging, and also does not hamper movement of wild animals;
- (xiii) Roadside cuttings and fillings which require engineering support shall be provided as per the instructions of the DFO concerned so as to stabilize the soil;
- (xiv) The dug out material / overburden shall be dumped outside the forest area. Storage of any material shall not be done in the forest area;
- (xv) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xvi) The User Agency shall provide fire wood preferably alternate fuel to labourers working at the site to avoid damage/tree felling and no labour camp shall be established inside the forest area;
- (xvii) Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
- (xviii) The total forest area utilized for the project shall not exceed **5.94 ha (width of the road diverted includes 1.65 mtrs existing shoulders portion and width shall be restricted strictly as per the REC deliberation)** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal. The User Agency shall furnish an undertaking to this effect;
- (xix) The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government;
- (xx) The User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;



- (xxi) Any other conditions that the Central Government or Regional Officer (Central) of Integrated Regional Office, Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;
- (xxii) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as per the rules / guidelines issued under FCA, 1980;
- (xxiii) The State Government shall process and submit compliance report on the above conditions through online (<https://parivesh.nic.in/>);

After receipt of the compliance report on above mentioned conditions, the proposal will be considered for final approval. This in-principle approval shall be valid for a period of 5 years from the date of issue of this letter. In the event of non-compliance of the above conditions, this in-principle approval shall automatically stand revoked after 5 years.

Yours faithfully



(N.S.Murali)

Inspector General of Forests (Central)

Copy to;

1. The Principal Chief Conservator of Forests, Forests Department & HoFF, AP Forest Department, Aranya Bhavan, P.V.S. Land Mark, Ground Floor, Opposite to IHC Corporate, Industrial Park, Mangalagiri, Guntur District, Andhra Pradesh-522503
2. The Principal Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Aranya Bhavan, P.V.S. Land Mark, Ground Floor, Opposite to IHC Corporate, Industrial Park, Mangalagiri, Guntur District, Andhra Pradesh-522503
3. IGF, ROHQ, MoEF&CC, Indira Paryavarana Bhavan, Jor Bagh Road, Aliganj, New Delhi-110003
4. Ministry of Road Transport and Highways Govt of India, Quality Control Building, Errum Manzil, Hyderabad, Ranga Reddy District 500082
eenhkdp@yahoo.in
5. Guard file



(N.S.Murali)

Inspector General of Forests (Central)